

03-128  
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Frank Stilwell

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**Sent:** Wednesday, February 18, 2004 12:58 PM  
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**Subject:** NCSHPO comments

ORIGINAL

National Conference of State Historic Preservation Officers  
Comments on Advisory Council on Historic Preservation  
February 17, 2004,

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FEB 22 2004

Federal Council on the Historic Environment  
Office of the Secretary

February 18, 2004

a.. Exclusions 4 and 5-The Conference concurs with the Council that these two exclusions should be removed from the text of the agreement.

Re-draft of Programmatic Agreement with the Federal Communications Commission

- a.. C. Identification and Evaluation-Visual Effects Item 4. The 30-day review period gives SHPOs 30 days to consider submissions from agencies/applicants. SHPOs may respond at any point within the 30 days.
- b.. D. Identification and Evaluation-Direct Effects Item 6. There needs to be a parallel requirement for a qualified professional in this section as exists in item 5.
- c. D. Identification and Evaluation-Direct Effects Item 2. d. Add the word "sites" at the end of d

Guidance needed

- Supplementary guidance is needed to clarify the process of coordinating tribal consultation with the federal agency/applicant's responsibility to consult with the SHPO on the presence/absence of historic properties and on determinations of effect.

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